28

Judicial

57.
23.4.89.

REPORT

ON

THE ADMINISTRATION OF CIVIL JUSTICE

IN

ASSAM

DURING THE YEAR

1890.

REPORT

ON

THE ADMINISTRATION OF CIVIL JUSTICE

IN

ASSAM

DURING THE YEAR

1890.

The present report, with the annexed statements, has been prepared in the form adopted on similar occasions in previous years. Its early compilation and issue are due to the punctuality with which the requisite details have been received from most of the local officers concerned.

Area, Population, and Jurisdiction.

The figures regarding area and population remain unaltered, and no change has occurred during the year under review in the jurisdiction of the Courts of the Province.

Judicial Officers.

There were in the Province, as in 1889, three District and seven Subordinate Judges, and, owing to the addition of two Native Munsifs in the districts of Goalpara and Darrang, the temporary appointment of an additional Munsif at Sonamgunge in the district of Sylhet, and the withdrawal of three European Munsifs from the districts of Kamrup, Darrang and Sibsagar, the number of officers of this class was 32, as at the end of 1889. Of the 20 Munsifs employed in the Assam Valley Districts, 5 were attached to Sibsagar, 4 to Kamrup, 3 to each of the districts of Goalpara, Darrang and Lukhimpur, and 2 to Nowgong.

The number of Munsifs exercising the powers of a Court of Small Causes in the Assam Valley Districts was 10 at the close of the year, as against 9 at the end of 1889, and in Sylhet 5, as in previous year. One officer in Cachar exercised these powers.

ORIGINAL JURISDICTION.

I.—CIVIL COURTS SUBORDINATE TO THE HIGH COURT.

Original Suits instituted, disposed of, and pending.

2. As compared with the figures for 1889, the return under review shows a decrease in the number of suits instituted and pending, and an increase in the number decided in the Civil Courts of Assam:—

[*Table A.*]

Civil Courts.

	Instituted.	Decided.	Pending.
1889	25,434	25,052	3,637
1890	24,604 (Decrease) 830	25,269 (Increase) 217	3,479 (Decrease) 158

No suits came before the Revenue Courts of the Province.

The returns show that a smaller number of original suits was instituted than in preceding years, the falling off being general in all the districts of the Assam Valley and greatest in Kamrup. Various reasons for the decrease are assigned by the local officers. It is reported that various local causes, such as the depression of trade in Lakhimpur and Kamrup, the non-institution of suits by Mouzadars for the repayment of advances of land revenue and the replacement of Mouzadars by Tahsildars, have contributed to it. In Cachar the District Judge suggests as the cause the fact that the preparations for the Lushai Expedition prevented the people from the interior of the district from coming into the station through fear of being impressed as coolies. Sylhet alone in the Province shows an increase in the number of suits instituted.

Original Suits disposed of.

3. The number of original suits heard and determined was 25,269 in the past, as compared with 25,052 in the previous year, the result being an increase of 217 cases. In the Assam Valley the number of suits decided was smaller than in 1889. In Sylhet the increase in the number of suits disposed of was evidently owing to the employment of an additional Munsif at Sonamgunge since the 29th May, 1890. In Cachar there was a decrease in the number of suits disposed of.

State of the pending files. [*Table B.*]

4. The aggregate number of suits remaining under trial was less than at the end of 1889. There were on the 31st December, 1890, 13 cases on the files of the Civil Courts of the Province which had been pending for more than a year, as against 4 similarly pending at the end of 1889. Of these 13 cases 11 were in the Courts of the District of Sylhet, *viz.*, 2 before the District Judge, 4 before the Subordinate Judge, 2 before the 2nd Munsif of Sylhet, 1 before the 1st Munsif of Habiganj, 1 before the 2nd Munsif of Moulvi Bazar; 2 were pending before the Subordinate Judge of Goalpara, and 1 before the Deputy Commissioner of Cachar. The delay in these cases and the explanations offered have been dealt with by the High Court when reviewing the statements of work periodically submitted.

Number and value of Suits instituted in 1889-90. [*Table C*]

5. The following statement exhibits the number and value of the suits instituted during each of the last two years:—

	Number of suits instituted.		Value in litigation.	
	1889.	1890	1889.	1890.
			R	R
Assam Valley Districts . .	9,097	8,369	8,11,516	6,73,891
Sylhet	14,151	14,397	11,95,956	12,55,458
Cachar	2,186	1,838	1,18,411	96,463

It will be observed that in the Assam Valley Districts the number decreased by 728 and the value by R1,67,625. In Sylhet there was a net increase in number and value by 246 suits and R59,502, as compared with the previous year. In Cachar the number of suits shows a decline of 348 and the value a falling off by R21,948.

The average value of the suits instituted in the Civil Courts in the Province during 1890 was R82, as compared with R84 in the preceding year.

The following statement shows in detail the value of the suits instituted during the year 1890:— Value in detail of Suits instituted. [*Annual Statement 3.*]

	Number of suits.			
	Assam Valley Districts.	Sylhet.	Cachar.	Total.
Not exceeding ₹ 10	1,731	2,419	533	4,683
„ „ „ 50	3,813	7,223	789	11,825
„ „ „ 100	1,562	2,577	295	4,434
„ „ „ 500	1,054	1,914	208	3,176
„ „ „ 1,000	111	127	10	248
„ „ „ 5,000	48	72	3	123
„ „ „ 10,000	4	10	...	14
„ „ „ 1,00,000	3	8	...	11
Exceeding „ 1,00,000	...	...	...	...
Value not denotable in money	43	47	...	90
Total	8,369	14,397	1,838	24,604

A comparison between these figures and those of the previous year shows that in the Assam Valley Districts the number of suits below ₹1,000 and ₹10,000 in value decreased from 58 to 52, and that of suits above ₹10,000 from 7 to 3, while suits the value of which was not denotable in money numbered 43, as against 47. In Sylhet there were 82 suits valued at between ₹1,000 and ₹10,000, as compared with 104 suits in the former year, and 8 as against 2 valued at above ₹10,000. It will be observed from the figures reproduced on the margin that there was an advance in the proportion of suits the value of which did not exceed ₹100.

1887	84·5
1888	83·6
1889	83·8
1890	85·1

The following statement gives the average value of the suits instituted in each district:—

	1888.	1889.	1890.
	₹	₹	₹
Assam Valley Districts	70·	92·5	80·5
Sylhet	114·2	84·5	87·2
Cachar	46·8	54·1	52·4

The variations in the figures for the Assam Valley Districts and Sylhet have aleady been referred to.

6. The annexed table shows the number of suits of each class instituted during the years 1889 and 1890:— Classification of Suits instituted. [*Table D.*]

	1889.	1890.
Small Cause Court class	20,802	18,364
Rent Suits — Civil Courts	2,189	3,221
Rent Suits — Revenue Courts	...	...
Other classes	2,443	3,019

In all of the Assam Valley Districts the number of suits for money or movables has decreased, the falling off amounting in the aggregate to 775. In Kamrup there was a decrease of 24·9 per cent., in Nowgong of 10·3, in Darrang of 8·6, in Sibsagar of 7·04, in Lakhimpur of 5·3, and in Goalpara of 2 3. In Sylhet there was a decrease of 1,263 cases, or 13·6 per cent., and in Cachar of 400 cases, or 24·8.

As compared with the previous year, there was an increase of 32·03 per cent. in the total number of rent suits instituted in the Civil Courts of Assam. In the Valley Districts there was an increase of 63 suits, or 16·7 per cent, and this result was contributed to chiefly by the district of Nowgong, where there was an excess of 57 suits. In the district of Sylhet there was an increase in the number of rent suits.

There was an advance of 19·07 per cent. in the total number of title suits, Sylhet and Cachar showing an increase of 23·3, 24·4 per cent. respectively, and the Valley Districts a decrease of 3·2 per cent.

Of 18,364 suits for money or movables instituted in 1890, 8,831, or 48·08 per cent., were dealt with by Judicial Officers exercising the powers of a Court of Small Causes for the trial of suits cognizable by such Courts, and not exceeding R50 in value. The percentage of 1889 was 43 34.

Value of Suits of each class instituted. [*Table L.*]

7. The average value of suits for money or movables was R84·9, as compared with R87·7 in 1889. Rent suits were of an average value of R31·4, and title and other suits of an average value of R117·7, as against R31·6 and R106·9 in the previous twelve months.

The percentage for the past two years of petty suits in the Assam Valley Districts, Sylhet and Cachar, not exceeding R50 in value and cognizable by a Small Cause Court, is shown below:—

	Percentage	
	1889.	1890.
Assam Valley Districts	65·2	66 06
Sylhet	57·	58·1
Cachar	77 3	71 5

Detailed classification of Suits instituted in 1889 and 1890. [*Annual Statement 2*]

8. The following details indicate the nature of the suits instituted during each of the three past years:—

Suits for Money or Movables.

Suits for Money or Movables.

	1888.	1889.	1890.
Contract in writing	11,249	11,738	9,842
Contract not in writing	1,563	1,614	1,492
On account stated	1,381	589	616
Money had and received	478	535	652
Goods sold	2,574	2,773	2,139
Wages, work, and materials	400	365	317
Rent not falling under the Rent Law . .	113	164	176
Movable property or the value thereof . .	1,320	1,102	1,102
Damages	1,165	1,653	1,754
Other suits for money or movables not included above	219	269	274
Total .	20,462	20,802	18,364

The suits instituted under the Rent Law during 1889 and 1890 respectively are classified in the subjoined table:— Suits under the Rent Law.

	Civil Courts.		Revenue Courts.	
	1889.	1890.		
Suits for arrears of rent	2,144	3,176	...	...
„ for enhancement or abatement of rent	14	10	...	...
„ relating to distraint	2	5	...	...
„ for damages	5	...	...	...
„ for pottas or kabuliuts	9	1	...	...
„ for ejectment	8	19	...	...
„ for recovery of money or accounts from agents	5	7	...	...
Other suits under the Rent Law	2	3	...	
TOTAL	2,189	3,221	...	...

The nature of the suits, other than suits for money or movables, instituted in the Civil Courts during 1889 and 1890 will appear from the following statement:— Title and other suits.

	Number of suits.		Proportion of each class to the total number.	
	1889.	1890.	1889.	1890.
Suits for immovable property	1,002	1,290	41·01	42·73
„ for declaratory decrees	61	47	2·50	1 56
Other suits under the Specific Relief Act	1,071	1,323	41·63	43 82
Suits to declare and establish right to real property	55	48	2·25	1·59
Suits to declare and establish right to personal property	69	75	2 83	2·49
Suits for an account	17	6	·69	·20
„ relating to religious endowments	..	2	...	·06
„ to set aside judgments, &c., on the ground of fraud	5	3	·2	·09
Suits for dissolution of marriage	3	5	·12	·17
„ for enforcement of matrimonial rights	178	170	7·29	5·64
„ for partition	4	11	·16	·36
„ under Section 261, Act X of 1865 (also Hindu Wills Act)	9	6	·37	·20
Other suits not falling under any of the previous heads	23	33	·95	1 09
TOTAL	2,443	3,019	100·	100·

The total number of suits instituted increased from 2,443 in 1889 to 3,019.

An increase is noticed in suits for immovable property and in other suits under the Specific Relief Act, and a falling off in suits for declaratory decrees.

9. The manner in which suits were dealt with by the Civil Courts of the Province during each of the past five years may be gathered from the following table:— Disposed of suits. [*Tables F and F2.*]

	Withdrawn, compromised, confessed, &c.	Decided *ex parte*.	Contested.	Total.
1886	9,636	9,012	7,147	25,795
1887	9,010	9,371	6,542	24,923
1888	8,774	9,732	5,935	24,441
1889	9,404	9,587	5,971	25,052
1890	10,195	8,781	6,293	25,269

Of the districts in the Assam Valley, Kamrup shows a decrease of 400 in the number of suits disposed of, Goalpara a decrease of 168, Sibsagar of 121,

Nowgong of 84 and Lakhimpur of 23, while in Darrang there was an increase of 50. In Sylhet there was an increase of 1,382 in the number of suits decided which has been already explained to be due to the appointment of an additional Munsiff, and in Cachar a decrease of 419.

As compared with the preceding year, an advance of 217 is shown in the total number of suits decided in the Province. There was an increase of 701 in cases uncontested by reason of withdrawal in some form or other, and of 322 in cases decided after contest. There was a decrease (806) in *ex parte* decisions, which occurred in the Assam Valley Districts (190), in Sylhet (310), and in Cachar (306).

The number of suits compromised, withdrawn, confessed, &c., shows a decrease (434) in the Assam Valley Districts and (66) in Cachar, and an increase (1,201) in Sylhet.

Contested suits show a decrease of 122 in the Assam Valley Districts and of 47 in Cachar, and an increase of 491 in Sylhet.

In general terms, the proportion of cases contested has, as the undermentioned figures indicate, increased in the Assam Valley Districts, Sylhet and Cachar.—

	Percentage.	
	1889.	1890.
Assam Valley Districts	34·47	37·1
Sylhet	13·09	18 8
Cachar	14·35	15·1
	23·83	24·5

In the Assam Valley Districts the proportion of contested cases is again largest in Nowgong, where the percentage was 49 as compared with 48·25 in 1889. The number of cases decided under the Indian Oaths Act (X of 1873), Section 9, still continues higher in this than in any other district.

Of the total number of contested cases (3,246) decided in the Assam Valley Districts, 1,331, or 35·6 per cent., were decided under the summary procedure of Small Cause Courts, and 1,915, or 38·2 per cent, under the ordinary procedure, against 35·7 and 61·2 per cent. respectively in the previous year.

The following tabular statement furnishes fuller details of the manner in which suits were disposed of in the Civil Courts of Assam during each of the past three years :—

	1888.	1889.	1890.
Plaint rejected and cases dismissed for default or withdrawn . .	4,401	5,504	6,260
Dismissed *ex parte* and judgment for defendants . .	1,393	1,927	2,074
Arbitration in favour of defendants	17	13	17
Plaintiffs unsuccessful . .	6,311 (25 82 per cent. of the whole.)	7,444 (29·71 per cent. of the whole.)	8,351 (33·05 per cent. of the whole.)
Decrees *ex parte* or on confession or judgment for plaintiffs .	15,808	15,416	14,423
Arbitration in favour of plaintiffs .	71	41	35
Plaintiffs successful . . .	15,879 (64·97 per cent. of the whole.)	15,457 (61·69 per cent. of the whole.)	14,458 (57·21 per cent. of the whole.)
Compromised	2,251 (9 21 per cent. of the whole)	2 151 (8·60 per cent. of the whole.)	2,460 (9·74 per cent. of the whole.)

These figures exhibit a slight decrease in the percentage of cases in which the plaintiffs were successful, and a slight increase in the percentage of cases which were compromised or in which plaintiffs were unsuccessful.

10. The following statement shows for the past two years the number of cases dismissed on default or decreed *ex parte*, as also the number of applications for the setting aside of judgments granted in such cases :— Applications to set aside an *ex parte* judgment, or a judgment on default. [*Table G.*]

	1889.	1890.
Number of cases dismissed on default or decreed *ex parte* . .	15,171	15,270
„ of applications to set aside judgments in such cases .	640	631
„ of such applications granted	378	431

The proportion of these applications to the total number of cases decided *ex parte* was higher than in the previous year, the percentage being 2·50 in 1890, as against 2·47 in 1889. The number of such applications was proportionately higher in the Assam Valley Districts than elsewhere in the Province.

The proportion of applications granted to the total number made was 68·08 per centum, as compared with 59·06 per centum in 1889. It was highest in Darrang (93·18), Sibsagar (74·39), Lakhimpur (72·22), Sylhet (65·03), Cachar (64·70), Kamrup (64·61), Goalpara (56·25), and Nowgong (50·76).

11. The result of applications for the execution of decrees during the past three years is shown in the following table:— Application for the execution of decrees. [*Table H.*]

	1888.	1889.	1890.
Number on which satisfaction was obtained in full	2,610	2,674	2,978
„ „ „ „ in part	3,446	3,266	3,090
Amount realized . . . . . .R	4,70,443	4,73,513	4,52,123

Compared with the previous year, there was an increase in the number of applications, but a decrease in the amount realized. The decrease occurred in Goalpara and Kamrup.

Of the amount realized during 1890, R3,20,837 were realized upon 4,850 applications after issue of process, and R1,31,286 upon 1,218 applications without process, the corresponding figures for 1889 being R3,85,414 upon 4,963 applications after issue of process and R88,099 upon 977 applications without process.

12. The annexed table furnishes information as to some of the principal measures adopted during the last two years for the satisfaction of decrees in each district:— Number of coercive processes.

	1889.			1890.		
	Assam.	Sylhet.	Cachar.	Assam.	Sylhet.	Cachar.
Judgment-debtors imprisoned .	10	15	8	15	26	4
Movable property sold . .	319	491	118	259	504	44
Immovable property sold . .	214	884	71	223	863	55

In addition to the above, there were 301 cases in which movable property, and 452 cases in which immovable property, was attached, but subsequently released under Section 275 of the Code of Civil Procedure. In 9 cases the immovable property of the judgment-debtor was dealt with under Section 305, 322 or 326 of the Code, and in 32 and 737 respectively possession was given of movable and immovable property.

In 4 cases specific performance was enforced, and in 11 partition was effected under Section 265. Against 45 cases in which the judgment-debtors were imprisoned for debt, there were 139 cases in which they were released after arrest. In 925 instances various other means were adopted in order to effect execution. As compared with 1889, there was a decrease of 121 in the number of cases in which movable property was sold and a decrease of 116 in which execution was effected otherwise than shown. The total number of judgment-debtors imprisoned shows an increase of 12, while sales of immovable property decreased by 28.

In the Assam Valley Districts there were 806 applications for execution against the person, or 15·1 of the total number of applications for the execution of decrees.

Proceedings in Insolvency. [*Tables W, W1, and W2.*]

13. The following table shows the number of applications for declaration of insolvency filed, decided, and remaining undisposed of in the case of each of the last two years :—

	Instituted.	Decided.	Pending.
1889	27	26	6
1890	27	23	10

Inclusive of 6 applications pending at the close of 1889, there were 33 on the file during 1890, of which 16 were decided by specially empowered Subordinate Judges in the Assam Valley Districts and 7 by the District Judge of Sylhet and Cachar. Of the total number of applications made during the year, 7 were withdrawn or otherwise not prosecuted, 10 were granted, and 6 were rejected.

Of 22 applications made in the Assam Valley Districts, 7 were granted, 5 were rejected, in 4 final proceedings were not taken, and 9 remained pending at the end of the year.

In Sylhet there were 2 applications and neither was granted. In Cachar there were 3 applications, all of them being granted.

The following comparative statement shows the number of persons declared insolvents and the number of those who obtained their discharge during the past year and that immediately preceding it :—

	Declared to be insolvents.	Discharged.	Pending.
1889	8	9	
1890	10	9	1

The class of persons declared insolvent during the year under review is shown below :—

	Assam Valley Districts	Sylhet.	Cachar.	Total.
Cultivator	4	...	1	5
Jotedar	1	.	1	2
Labourer	1	...	1	2
Trader	1	...	.	1
TOTAL .	7	. .	3	10

No estates were placed in the hands of Receivers in the course of the year.

The following amounts were realized and disbursed by Receivers during the years 1889 and 1890 respectively :—

	Amount realized.	Amount disbursed.	Balance.
	R	R	R
1889	3	288	253
1890	1,299	1,309	243

In Sylhet claims to the amount of R1,280 were satisfied, those remaining unsatisfied aggregating R70,189.

In Cachar no claims were satisfied, while the value of those remaining unsatisfied amounted to R3,051.

14. The following statement shows the number of original miscellaneous cases of a judicial nature instituted and decided in the Civil Courts during the years 1888, 1889, and 1890, and the number pending at the close of each :— Original Miscellaneous Cases. [*Table I.*]

	Instituted.	Decided.	Pending.
1888	1,995	2,021	200
1889	2,201	1,915	487
1890	2,092	2,279	308

Annexed are details indicative of the manner in which miscellaneous judicial cases were dealt with in 1889 and 1890 :— Miscellaneous Judicial Cases how disposed of. [*Statement 4, Part II.*]

	1889.	1890.
Withdrawn, compromised, confessed, &c. . .	378	377
Decided *ex parte*	388	641
Referred to arbitration	1	1
Contested	1,148	1,260
TOTAL .	1,915	2,279
Percentage of contested cases	59·9	55·28

Of the 1,260 cases which were contested, the petitioners were successful in 68·09 per cent. and unsuccessful in the remainder.

15. Statistics in connection with the miscellaneous non-judicial cases instituted and decided under the Rent Law in the Civil Courts of Sylhet during the two years 1889 and 1890 are given in the table below, which further shows the number of such cases remaining undecided at the close of the year :— Miscellaneous (non-judicial) cases. [*Table II.*]

	Instituted.		Disposed of.		Pending.	
	1889.	1890.	1889.	1890.	1889.	1890.
Applications for deposit of rent .	192	191	226	186	2	7
„ for assistance to distrain . .	11	5	11	5	..	...
„ for sale of distrained property . .	37	16	34	15	4	5
„ for the service of notice of surrender of holdings .	...	...	...	...	...	...
„ for the service of notices of execution by non-occupancy ryots of agreement to pay enhanced rent . .	...	...	...	...	...	...
„ for the service of notice of transfer of occupancy holdings . . .	...	...	...	...	...	...
TOTAL .	240	212	271	206	6	12

Number of Original Suits decided with or without contest. [*Annual Statement 4, Part I*]

16. The number of contested and uncontested original suits decided by the Courts of each class during the past two years is shown below :—

	Contested		Uncontested	
	1889.	1890	1889.	1890
District Judges . . .	5	8	2	4
Subordinate Judges . . .	87	86	444	329
Munsifs	5,879	6,199	18,635	18,643
Total .	5,971	6,293	19,081	18,976

Average duration of Suits. [*Table Q*]

17. The average duration of suits, contested and uncontested, before the different grades of Courts during the year is exhibited in the subjoined statement :—

	District Judges.		Subordinate Judges		Munsifs.	
	M.	D.	M.	D.	M.	D.
Contested	4	27	4	24	2	23
Uncontested	5	26	1	16	1	12

Contested cases before District Judges occupied less time than in 1889.

APPELLATE JURISDICTION.

II.—THE HIGH COURT.

Appeals filed. [*Table X.*]

18. The following table furnishes figures regarding the first and second appeals against the decrees of the Courts in Assam preferred to, and decided by, the High Court during the years 1889 and 1890, and shows also the number remaining undecided at the close of each of these years :—

	Preferred		Decided.		Pending.	
	1889.	1890.	1889.	1890	1889	1890.
First Appeals.						
From Decrees . . .	8	8	10	5	6	9
„ Orders . . .	1	4	1	6	3	1
Second Appeals.						
From Decrees . .	90	46	60	90	83	39
„ Orders . . .	6	4	5	6	3	1

Districts from which appeals came. [*Table Y.*]

Of 8 appeals from original decrees filed in 1890, 5 came from Sylhet, 3 from the Assam Valley Districts (*viz.* 1 from Goalpara, 1 from Kamrup, and 1 from Sibsagar).

Of 46 appeals from appellate decrees, 20 (45·2 per cent) were from Sylhet, 16 from Goalpara, 6 from Kamrup, 1 from Nowgong, 1 from Darrang, 1 from Lakhimpur, and 1 from Cachar.

Of the 8 miscellaneous appeals preferred, 1 came from Goalpara, and 7 from Sylhet. No third appeals under the Letters Patent were heard during the year.

There were 21 appeals in suits not exceeding R50 in value decided by two Judges of the High Court.

Of the 8 appeals from original decrees preferred in 1890, 2 were valued at upwards of ₹10,000. Of the appeals from the decrees of Subordinate Appellate Courts, 16, or 34·7 per centum, were in suits valued at not more than ₹50. Value of appeals. [*Table Y.*]

Inclusive of such appeals as were pending at the close of 1889, 14 from original decrees were on the files during 1890. Of these, 5 only were decided during the year, and in 4 of these the decision of the Lower Court was confirmed, the remaining appeal being dismissed on default. Result of appeals. [*Table Z.*]

There were altogether 129 appeals from the decisions of Subordinate Appellate Courts before the High Court during 1890, 83 of the number having been left pending at the close of the former year. Of the total, 90 were decided, 39 being from the decisions of District Judges and 51 from those of Subordinate Judges. The results are shown below:—

	Decrees confirmed.	Decrees remanded.	Decrees modified.	Decrees reversed.	Appeals dismissed in default.
District Judges .	23	9	1	1	4
Subordinate Judges .	31	6	1	2	9

There were altogether 14 miscellaneous appeals on the files during 1890, 6 pending from 1889 being included. Of the total, 12 were decided, the orders the Lower Court being confirmed in 9, reversed in 1, modified in 1, and remanded in 1.

III.—APPELLATE COURTS SUBORDINATE TO THE HIGH COURT.

19. The following table shows the number of appeals instituted and disposed of in the Civil Appellate Courts of Assam during the years 1888, 1889 and 1890, as well as the number pending at the close of each of these years:— Appeals instituted. [*Table J.*]

	1888.	1889.	1890.
Instituted	794	863	1,065
Decided	883	816	864
Pending	297	364	586

There was an increase in the number of appeals instituted in Sylhet (207), Darrang (21), Lakhimpur (8), Kamrup (6), and Cachar (9), while there was a decrease of 23 in the number of appeals in Sibsagar, of 18 in Nowgong, and of 13 in Goalpara.

The District Judge of Sylhet states that the increase in the number of appeals is owing to the large number of original suits instituted during the year.

The proportion of appeals actually preferred to the 3,829 cases in which an appeal lay to the Subordinate Appellate Courts was 27·81 per cent., as compared with 23·31 per cent. in 1889. The most favourable results in this respect are to be found in Kamrup (36 94) and the least favourable in Lakhimpur (12·68). Although this proportion for the Assam Valley Districts taken as a whole was only 23·80 per cent., it appears that the orders of Subordinate Judges were appealed against in 100 per cent. of the cases in Nowgong, Darrang, and Sibsagar. Ratio of appeals to decisions. [*Table K.*]

The following statement distinguishes appeals preferred during the year against the decrees of Subordinate Judges and of Munsifs from the number of appealable decrees passed by these Judicial Officers :—

	Subordinate Judges.	Munsifs.
Number of decrees in contested cases against which an appeal lay to the Subordinate Appellate Courts	51	3,778
Number of appeals preferred	26	1,039
Ratio of appeals to appealable decrees	50 98	27·50

Appeals classified. [*Table L.*]

20. The number of appeals of each class instituted in the Civil Appellate Courts during the past two years is given below :—

	1889.	1890.
In suits for money or movables	511	554
„ title or other suits	305	365
„ suits under the Rent Law	52	146

Appeals valued. [*Table M.*]

21. The average value of each class of appeal preferred during the past two years is exhibited in the following table :—

	1889.	1890.
	₹	₹
In suits for money or movables	77,366	89,617
„ title or other suits	33,738	36,656
„ suits under the Rent Law	1,762	5,746
TOTAL .	1,12,866	1,12,016

Value of Appeals in detail.

The annexed table furnishes details regarding the value of the appeals of each class instituted in the course of the year under review :—

	In suits for money or movables.	In suits under the Rent Law.	In title and other suits.
Not exceeding ₹ 10	26	40	61
„ „ 50	127	76	126
„ „ 100	165	18	81
„ „ 500	199	11	56
„ „ 1,000	28	1	8
„ „ 5,000	9	...	5
Value not denotable in money . . .	...	...	28
TOTAL .	554	146	365

In all classes of suits for money or movables, rent suits and title suits there was an increase.

Of the total number of appeals in 1890, 1,051, or 98·68 per cent., were cognizable by District and Subordinate Judges, and 14 appeals, or 1·32 per cent., were cognizable by District Judges alone, the Court of first instance being that of a Subordinate Judge.

In 720, or 67·60 per cent., of the aggregate number of appeals, the property in litigation did not exceed ₹100 in value ; in 317, or 29·76 per cent., the value exceeded that amount, and in 28, or 2·64 per cent., it was not denotable in money.

22. The number of appeals decided after hearing was 826. The figures for the past three years are reproduced in juxtaposition below :— Appeals how decided. [*Table N.*]

	Number.			Percentage.		
	1888.	1889.	1890.	1888.	1889.	1890.
Confirmed	572	543	567	67·5	68·9	68·6
Modified	84	83	75	9·9	10·6	9·1
Reversed	144	124	145	16·9	15·8	17·6
Remanded	48	37	39	5·7	4·7	4·7

Compared with the figures for 1889, the result of appeals was less favourable to the Courts of first instance in Sylhet, where the percentage of decisions upheld was 68·5 against 71·4 per cent. in 1889.

In the Assam Valley Districts the percentage of decisions upheld was more favourable than in 1889, being 62·3 per cent. against 61·7 per cent., but in Cachar it was less favourable, the proportions being 69·2 and 80·9 per cent. respectively.

23. The number of appeals and miscellaneous cases before Appellate Courts instituted and decided during each of the past three years and pending at the close of each are compared in the following table :— Miscellaneous cases before Appellate Courts. [*Table O.*]

	1888.	1889.	1890.
Instituted	75	87	95
Decided	71	93	82
Pending	18	12	26

It thus appears that there was an increase in the number of cases of this class instituted, but a decrease in the number of cases decided.

IV.—GENERAL AND ADMINISTRATIVE.

24. The figures furnished below show that the number of days devoted by District Judges to their civil judicial work was in advance of the number so spent in 1889 by 43 days. This increase appears in the Assam Valley Districts and Sylhet. The amount of work done, judged numerically, was, however, in excess of that of the previous year :— Work done by District Judges. [*Table P. 1.*]

	Days.		Original Suits.	Miscellaneous Cases	Regular Appeals.	Miscellaneous Cases before Appellate Courts.	Sessions Trials.	Criminal Appeals.
	Civil.	Criminal						
1889	168	307	7	225	294	69	115	646
1890	211	254	12	608	376	53	85	543
	+ 43	— 53	+ 5	+383	+ 82	—16	—30	—703
	— 10		+ 321					

Of the 12 original suits disposed of in 1890, 5 were decided by the District Judge of Sylhet against 4 in 1889, 1 by the Deputy Commissioner of Cachar as District Judge, as compared with 2 in the previous year, and 6 by the Judge of the Assam Valley Districts, or 5 more than in 1889.

The Judge of Sylhet devoted 142 days to civil judicial work in 1890 as against 91 days in 1889, while the number of days in which the Judge of the Assam Valley Districts and the District Judge of Cachar sat for the disposal

of civil work was 41 and 28 days respectively. The number of appeals disposed of by the Judge of the Assam Valley Districts was 138 in the past, as against 100 in the preceding, year.

The District Judge of Cachar states that he has been unable to attend more to his duties as a Civil Judge owing to the Chin-Lushai Expedition, and this is much to be regretted.

Work done by Subordinate Judges. [*Table P. 3*]

25. The tabular statement annexed shows the work done by Subordinate Judges in Assam during each of the past two years :—

	Original Suits.		Miscellaneous (judicial) cases.	Applications for the execution of decrees.	Regular appeals	Miscellaneous cases before Appellate Courts.
	Tried under ordinary procedure.	Tried under Small Cause Court procedure.				
1889 . . .	155	376	81	246	522	24
1890 . . .	141	274	158	227	488	29

As in the previous year, all the original suits shown as tried under the Small Cause Court procedure were decided by the Subordinate Judges of Sylhet and Goalpara.

There was, on the whole, a decrease in the Original and Appellate work done by the Subordinate Judges during the past year. The decrease is noticeable in all the districts of the Assam Valley and in Sylhet.

Work done by Munsifs. [*Table P. 4.*]

26. The number of original suits decided by Munsifs during the past two years is shown below :—

	Withdrawn, compromised, confessed, &c	Decided *ex parte*	Contested	Total.
1889.				
Under ordinary procedure	5,856	5,833	4,185	15,874
„ Small Cause Court powers	3,490	3,456	1,694	8,640
Total .	9,346	9,289	5,879	24,514
1890.				
Under ordinary procedure	6,574	5,382	4,369	16,285
„ Small Cause Court powers	3,515	3,212	1,830	8,557
Total .	10,089	8,554	6,199	24,842

As has been the case hitherto, the Munsif of Nowgong decided the largest number (870) of original suits after contest, the Munsif of Gauhati coming next with 466 cases, the First Munsif of Habigunge standing third with 458 cases, and the Munsif of Sonamgunge standing fourth with 428 cases.

The number of miscellaneous cases of each class decided by the Munsifs of Assam during the past year is compared below with the corresponding figures for 1889 :—

	1889.	1890.
Application for execution of decrees	5,689	5,831
Miscellaneous (judicial) cases	1,609	1,513
„ (non-judicial) cases	271	206
Total .	7,569	7,550

Applications for the execution of decrees were most numerous in the Third Court of Habigunge, in the First Court of the Munsif of Sylhet, in the Second Court of the Munsif of Habigunge, in the Court of the Munsif of Karimgunge, and in the Second Court of the Munsif of Sylhet.

The largest number of miscellaneous judicial cases was decided by the Munsifs of Gauhati, Golaghat, Jorehat and Nowgong, and non-judicial cases by the Third Munsif of Habigunge.

Civil Court Amins. [*Table U.*]

27. During the Financial year 1890-91 the receipts on account of the employment of Civil Court Amins in the Assam Valley Districts aggregated ₹273, while the disbursements reached the sum of ₹270. In Sylhet the receipts amounted to ₹2,010 and the disbursements to ₹1,218, and in Cachar the whole of the receipts, *viz.*, ₹323, was disbursed during the year. As has been reported on previous occasions, no permanent Civil Court Amins are employed in the Assam Valley Districts or in Cachar, men being entertained when required and paid at the rate of ₹3 per diem.

Local enquiries. [*Table V.*]

28. Enquiries were completed in 137 cases, as compared with 142 in 1889; and the average value of the suits concerned was ₹78, as compared with ₹196 in 1889, while the average cost of deputation was ₹16, as compared with ₹22 in the preceding year.

Judicial Buildings.

29. The reports received show that the judicial buildings in all the districts of the Assam Valley were on the whole kept in fair order.

The District Judge of Sylhet makes the following observations :—

"The Courts of the District Judge, Subordinate Judge, and of the two Sudder Munsifs are held in masonry buildings under the immediate supervision of the Public Works Department. The two Munsifs have all along complained of the insufficiency of accommodation for their establishments and library, &c., and though a portion of the verandah was partitioned into two rooms about two years ago, they have not supplied sufficient space for the accommodation of the establishment.

"The Courts of the Munsifs in the interior of the district are all held in thatched bungalows. They are generally reported to be in tolerably good condition but requiring repairs. The dampness of the floor is generally complained of by every one of the Munsifs. The Karimgunge Court-house is wretchedly small, and there is hardly sufficient accommodation for the office establishment, and the First Munsif of Moulvi Bazar also complains of the insufficiency of room in the Court buildings More than a year ago the Chief Commissioner sanctioned additional accommodation and brick-floors for the Munsifs' Court-houses at Karimgunge and Sonamgunge, but the work has not yet been taken in hand.

"In October last I was informed by the Chief Commissioner that administrative sanction to the construction of a new Court-house at Karimgunge was sanctioned, and the Executive Engineer informed me that the expenditure was included in the Budget Estimate for 1891-92

"The Sub-divisional Court buildings at Habigunge were totally destroyed by fire in the beginning of the last year, and almost every one of the Munsifs felt a great fear of fire, and applied to be supplied with pucca rooms or at least corrugated-iron-roofed houses for the record rooms. I brought the matter to the notice of the Chief Commissioner, and he was pleased to enquire in March last of what accommodation each building required. The information was supplied, but nothing final has yet been done. The importance of substantial record rooms being supplied to the Munsifs has much more arisen since the introduction of the record rules of the High Court, under which records will have to be deposited in the Munsifs' Courts for much longer periods than formerly."

30. The Deputy Commissioner reports that the judicial buildings have been repaired and are in good order.

Receipts and Charges of the Civil Courts. [*Tables R & S.*]

The following statement shows the receipts and expenditure of the Civil Courts in the Province during the past three years :—

	Receipts.	Expenditure.	Surplus.
	₹	₹	₹
1888	3,53,379	2,23,772	1,29,607
1889	3,74,394	2,15,598	1,58,796
1890	3,68,466	2,26,595	1,41,871
Increase in 1890, as compared with 1889 . .	...	10,997	...
Decrease in 1890, as compared with 1889 . .	5,928	...	16,925

As compared with the figures for 1889, there was a decrease in receipts in the Assam Valley Districts and Cachar.

Further details of the receipts and charges of the Civil Courts during the past two years are supplied below :—

		Receipts.				Charges.	
		1889.	1890.			1889.	1890.
		R	R			R	R
In Stamps	Process fees	1,03,370	1,10,143	Salaries of	Judicial officers	95,565	1,06,399
	Other fees	2,43,281	2,31,532		Process-servers	39,205	38,959
In Cash or Special Stamps.	Fines	1,190	1,218		Establishment. Salaried, copying, and comparing Clerks	1,648	1,587
	Copying and comparing fees	15,736	18,103		Establishment. Others	59,996	58,109
	Other receipts	10,817	7,470	Fees paid to copyists not on the paid establishment		7,844	9,069
				Contingencies and refunds		11,340	12,472
Total		3,74,394	3,68,466	Total		2,15,598	2,26,595

There was an increase in process fees, fines and copying and comparing fees, while there was a decrease in "Other fees" and "Other receipts." The aggregate fell by R5,928.

The total expenditure shows an increase of R10,997 occurring in the salaries of Judicial Officers, in fees paid to copyists not on the paid establishment, and in contingencies and refunds. There was a decrease of R16,925 in the net receipts, the surplus realized being R1,41,871.

Court-fees and Establishment Charges

The following statement shows for each district the receipts from Court-fees and the charges on account of establishments during each of the past two years, exclusive of the receipts and charges on account of the preparation of copies, which are considered separately :—

	Court-fees realized.		Cost of establishment.	
	1889.	1890.	1889.	1890.
	R	R	R	R
Assam Valley Districts	1,26,265	1,12,020	80,682	81,295
Sylhet	1,97,615	2,09,574	1,01,063	1,09,439
Cachar	22,771	20,081	14,669	12,733
Total	3,46,651	3,41,675	1,96,414	2,03,467

Compared with 1889, there was a decrease in the Assam Valley Districts and Cachar and an increase in Sylhet.

As regards the cost of establishment there was an increase of R613 in the Assam Valley Districts and of R8,376 in Sylhet, and a decrease of R1,936 in Cachar.

Receipts and Disbursements of the Copying Department.

The financial result in 1890 of the new system of preparing copies of documents required by parties is shown below .—

	R	R
Copying and comparing fees realized by special stamps	...	18,103
Salary of copying and comparing clerks on the fixed establishment	1,587	
Fees paid to copyists not on the fixed establishment	9,069	
		10,656
Surplus	...	7,447

The surplus does not include expedition fees for copies required urgently, as these are treated in the accounts as miscellaneous receipts and are not separately shown.

31. R13,610 were realized in 1890 on the grant of Probates and Letters of Administration, as compared with R8,654 in 1889. Of the former amount, R8,280 were levied on account of Probates or Letters of Administration with Wills annexed: 39 Probates and Letters of Administration in connection with Estates the assets of which did not exceed R1,000 in value, and on which no duty was levied, were granted by District Courts, as against 52 in 1888 and 20 in 1889. Probate, &c. [*Table T.*]

In addition to the cases mentioned above, 154 Probates and 127 Letters of Administration were granted by the High Court in respect of Estates situated partly in Assam and partly in other Provinces. The corresponding figures for 1889 were 174 Probates and 143 Letters of Administration. These figures have been included in the returns for Bengal also.

32. All of the Subordinate Courts of the Assam Valley Districts, except those at Golaghat and North Lakhimpur, were inspected during the year. In Sylhet the District Judge inspected the Courts at Habigunge, Karimgunge and Moulvi Bazar, but in Cachar none of the Courts was visited during the year, probably owing to his being occupied, as already stated, by his duties in connection with the Chin-Lushai Expedition. Inspection by District Judges.

ANNUAL STATEMENTS (CIVIL).

1890

CONTENTS.

	Pages
Provincial Statements, A to Z	21—34
Imperial Statements	35—44

A

Original Suits instituted, disposed of, and pending in the past as compared with the preceding year.

Judgeships.	Districts.	Instituted.		Disposed of.		Pending.	
		1889.	1890.	1889.	1890.	1889.	1890.
Assam Valley .	Goalpara . . .	1,085	1,067	1,170	1,002	90	164
	Kamrup* . . .	1,949	1,572	2,016	1,616	154	164
	Nowgong . . .	1,807	1,714	1,836	1,752	176	178
	Darrang . . .	1,327	1,279	1,340	1,390	154	81
	Sibsagar . . .	1,878	1,735	2,065	1,944	172	143
	Lakhimpur . . .	1,051	1,002	1,053	1,030	73	77
	Total .	9,097	8,369	9,480	8,734	819	807
Sylhet . .	Sylhet	14,151	14,397	13,412	14,794	2,671	2,415
Cachar . .	Cachar	2,186	1,838	2,160	1,741	147	257
	Grand Total .	25,434	24,604	25,052	25,269	3,637	3,479

* Including the Court of the District Judge.

B

Suits and Appeals pending more than one year at the close of 1889 and 1890.

Judgeships.	Districts.	1889.		1890.	
		Suits.	Appeals.	Suits.	Appeals.
Assam Valley .	Goalpara	. .	...	2	...
	Kamrup*	...	1	...	...
	Nowgong	1	...	...	...
	Darrang	..	..	..	...
	Sibsagar	1	...	...	...
	Lakhimpur	...	...	...	...
Sylhet . . .	Sylhet	2	...	10	1
Cachar . .	Cachar	...	...	1	23
	Total .	4	1	13	24

* Including the Court of the District Judge.

C

Number and Value of Suits instituted in the Civil Courts, 1886 to 1890.

Judgeships.	Districts.	Value in 1886.	Number in 1886.	Number in 1887.	Number in 1888.	Number in 1889.	Number in 1890.	Value in 1890.
		₹						₹
Assam Valley.	Goalpara . .	1,83,266	1,656	1,399	1,256	1,085	1,067	1,35,493
	Kamrup* . .	1,44,822	1,991	2,074	2,033	1,949	1,572	1,91,448
	Nowgong . .	78,464	1,838	2,019	1,693	1,807	1,714	66,843
	Darrang . .	89,766	1,599	1,858	1,595	1,327	1,279	83,054
	Sibsagar . .	1,33,328	2,413	2,304	2,046	1,878	1,735	92,162
	Lakhimpur . .	1,14,550	1,374	1,552	1,090	1,051	1,002	1,04,891
	Total .	8,04,196	10,871	11,206	9,710	9,097	8,369	6,73,891
Sylhet . .	Sylhet . .	48,99,960	11,975	11,172	12,488	14,151	14,397	12,55,458
Cachar . .	Cachar . .	1,23,473	2,206	2,214	2,168	2,186	1,838	96,463
	Grand Total .	58,27,629	25,052	24,592	24,366	25,434	24,604	20,25,812

* Including the Court of the District Judge.

D

Number of Suits of each class instituted in the Civil Courts in the past as compared with the preceding year.

Judgeships.	Districts.	1889.			1890.		
		For money or movables.	Under the Rent Law.	In title suits.	For money or movables.	Under the Rent Law.	In title suits.
Assam Valley .	Goalpara . . .	973	47	65	951	45	71
	Kamrup* . . .	1,682	103	164	1,346	78	148
	Nowgong . . .	1,669	70	68	1,513	127	74
	Darrang . . .	1,219	38	70	1,122	76	81
	Sibsagar . . .	1,716	41	121	1,603	39	93
	Lakhimpur . . .	1,013	15	23	962	12	28
	Total . .	8,272	314	511	7,497	377	495
Sylhet . . .	Sylhet	10,521	1,825	1,805	9,258	2,783	2,356
Cachar . . .	Cachar	2,009	50	127	1,609	61	168
	Grand Total . .	20,802	2,189	2,443	18,364	3,221	3,019

* Including the Court of the District Judge.

E

Value of Suits of each class instituted in the Civil Courts in the past as compared with the preceding year.

Judgeships.	Districts.	1889. For money or movables.	1889. Under the Rent Law.	1889. In title suits.	1890. For money or movables.	1890. Under the Rent Law.	1890. In title suits.
		₹	₹	₹	₹	₹	₹
Assam Valley	Goalpara . .	1,85,716	2,487	45,641	1,06,374	1,742	27,377
	Kamrup* . .	1,50,285	3,380	19,064	1,64,803	2,342	24,303
	Nowgong . .	64,510	634	3,018	61,735	1,129	3,979
	Darrang . .	73,634	873	5,575	75,658	2,44	4,955
	Sibsagar . .	1,41,826	1,046	13,668	87,120	50	4,541
	Lakhimpur .	1,28,080	278	1,801	1,00,564	233	4,094
	Total .	7,44,051	8,698	88,767	5,96,254	8,388	69,249
Sylhet . .	Sylhet . .	9,70,595	58,758	1,66,603	8,76,934	1,00,586	2,77,938
Cachar . .	Cachar . .	1,10,849	1,798	5,764	86,270	1,878	8,315
	Grand Total .	18,25,495	69,254	2,61,134	15,59,458	1,10,852	3,55,502

* Including the Court of the District Judge.

F

Manner of disposal of Original Suits by the Civil Courts, 1890.

Judgeships.	Districts.	Withdrawn, compromised, confessed, &c.	Decided *ex-parte*.	Contested.	Total.
Assam Valley .	Goalpara . . .	478	328	196	1,002
	Kamrup . . .	578	367	671	1,616
	Nowgong . . .	605	276	871	1,752
	Darrang . . .	608	238	544	1,390
	Sibsagar . . .	943	358	643	1,944
	Lakhimpur . . .	462	247	321	1,030
	Total .	3,674	1,814	3,246	8,734
Sylhet . . .	Sylhet	5,874	6,136	2,784	14 794
Cachar . . .	Cachar	647	831	263	1,741
	Grand Total .	10,195	8,781	6,293	25,269

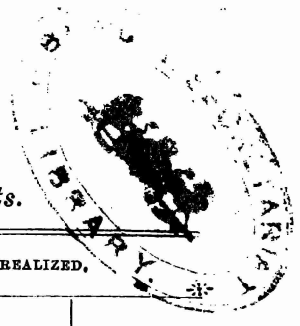
F 2.

Manner of disposal of Suits by Courts of Officers vested with Small Cause Court powers.

Judgeships.	Districts.	Withdrawn, compromised, confessed, &c.	Decided *ex parte*.	Contested.	Total.
Assam Valley .	Goalpara . . .	179	140	69	388
	Kamrup . . .	256	145	191	592
	Nowgong . . .	407	201	540	1,148
	Darrang . . .	386	152	303	841
	Sibsagar . .	394	101	206	701
	Lakhimpur . . .	23	15	22	60
Sylhet . . .	Sylhet	1,711	2,238	492	4,441
Cachar . . .	Cachar	226	598	36	860
	Total .	3,582	3,390	1,859	8,831

Applications for an order to set aside an Ex-parte Judgment or a Judgment on default, 1890.

		MUNSIFS.						SUBORDINATE JUDGES.						JUDGES.					
		PREFERRED.			DISPOSED OF.			PREFERRED.			DISPOSED OF.			PREFERRED.			DISPOSED OF.		
		To set aside *ex-parte* judgment.	To set aside judgment on default.	Total.	Applications granted.	Applications rejected.	Total disposed of.	To set aside *ex-parte* judgment.	To set aside judgment on default.	Total.	Applications granted.	Applications rejected.	Total.	To set aside *ex-parte* judgment.	To set aside judgment on default.	Total.	Applications granted.	Applications rejected.	Total.
ASSAM VALLEY	Goalpara	9	7	16	9	8	17	...	...		...	...	...	.	...	...	...	...	...
	Kamrup	33	32	65	42	27	69	...	...		...	...	...	..	...	...	..	. .	...
	Nowgong	25	40	65	33	29	62	...	...	..	.	...	...	...	...	...	.	...	...
	Darrang	9	35	44	41	11	52	...	.	...	...	...		...	..	...		...	...
	Sibsagar	53	154	207	154	56	210	...	...	.	..	...	...	...	...	...	.	...	..
	Lakhimpur	13	23	36	26	11	37	...	...	...	...	. .	...	...	...	...	...		...
	Total	142	291	433	305	142	447	...	...	...	...	...	...	...	...	...	...	...	...
SYLHET	Sylhet	79	84	163	106	61	167	7	7	14	6	11	17	...	6	6	3	3	6
CACHAR	Cachar	5	10	15	11	5	16	...	...	..	...	...	..	...	..	...	. .	...	...
	GRAND TOTAL	226	385	611	422	208	630	7	7	14	6	11	17	...	6	6	3	3	6



H

Result of proceedings in execution of decrees in the Civil Courts.

Districts.	Court.	Number of applications in which realizations were made.				Amount realized.		
		In full satisfaction of decree.	In part satisfaction of decree.	With process.	Without process.	With process.	Without process.	Total.
						R	R	R
Goalpara . . .	R	129	100	227	2	14,333	23	14,356
Kamrup . . .	R	134	355	477	12	27,811	470	28,281
Nowgong . . .	R	90	67	147	10	7,669	219	7,888
Darrang . . .	R	104	187	279	12	12,632	528	13,160
Sibsagar . . .	R	265	249	512	2	25,465	147	25,612
Lakhimpur . . .	R	138	74	183	29	17,947	1,070	19,017
Total .	R	860	1,032	1,825	67	1,05,857	2,457	1,08,314
Sylhet . . .	R	1,974	1,885	2,762	1,097	2,01,967	1,26,729	3,28,696
Cachar . . .	R	144	173	263	54	13,013	2,100	15,113
Grand Total .	R	2,978	3,090	4,850	1,218	3,20,837	1,31,286	4,52,123

I

Original Miscellaneous Cases instituted, disposed of, and pending in Civil Courts in the past as compared with the preceding year.

Judicial.

Judgeships.	Districts.	Instituted.		Disposed of.		Pending.	
		1889.	1890.	1889.	1890.	1889.	1890.
Assam Valley .	Goalpara . . .	74	84	80	79	11	16
	Kamrup* . . .	321	345	310	341	34	35
	Nowgong . . .	136	111	138	121	16	26
	Darrang . . .	139	137	130	135	26	13
	Sibsagar . . .	311	316	339	306	17	27
	Lakhimpur . . .	91	93	91	100	9	4
	Total .	1,072	1,086	1,088	1,082	113	121
Sylhet . . .	Sylhet	954	884	669	1,069	354	173
Cachar . .	Cachar	175	122	158	128	20	14
	Grand Total .	2,201	2,092	1,915	2,279	487	308

* Including the Court of the District Judge.

I 1.

Original Miscellaneous Cases instituted, disposed of, and pending in Civil Courts in the past as compared with the preceding year.

NON-JUDICIAL.

Judgeships	Districts.	Instituted.		Disposed of.		Pending.	
		1889.	1890.	1889.	1890.	1889	1890.
Assam Valley	Goalpara	...	...	...	...	...	...
	Kamrup		.	. .	...	..	...
	Nowgong	...	...	...	..	...	...
	Darrang	...	...	...	. .	...	...
	Sibsagar	...	...	...	...	...	...
	Lakhimpur	..	...	...	...	...	...
	Total	...	...	...	...	...	...
Sylhet	Sylhet	240	212	271	206	6	12
Cachar	Cachar	...	...	..	...		...
	Grand Total	240	212	271	206	6	12

J

Appeals instituted, disposed of, and pending in the Civil Courts in the past as compared with the preceding year.

Judgeships	Districts.	Instituted.		Disposed of.		Pending.	
		1889.	1890.	1889	1890.	1889	1890.
Assam Valley	Goalpara	35	22	36	18	2	6
	Kamrup*	218	224	244	210	67	112
	Nowgong	75	57	62	51	28	22
	Darrang	9	30	9	21	3	12
	Sibsagar	100	77	85	70	34	35
	Lakhimpur	26	34	16	42	12	2
	Total	463	444	452	412	146	189
Sylhet	Sylhet	357	564	322	426	171	319
Cachar	Cachar	48	57	42	26	47	78
	Grand Total	868	1,065	816	864	364	586

* Including the Court of the District Judge.

K

Number of Appellate Judges and of Appeals preferred and ratio of Appeals to decisions.

Judgeships.	Districts.	Appellate Judges	Number of decisions in contested cases against which an appeal lay to the District Court	Appeals preferred.	Ratio of appeals to decisions in which an appeal lay
Assam Valley	Goalpara	1	124	23	18·54
	Kamrup	2	471	174	36·94
	Nowgong	1	328	58	17·68
	Darrang	1	239	75	31·37
	Sibsagar	1	427	79	18·50
	Lakhimpur	1	276	35	12 68
	Total	7	1,865	444	23·80
Sylhet	Sylhet	2	1,741	564	32·39
Cachar	Cachar	1	223	57	25·56
	Grand Total	10	3,829	1,065	27·81

L

Number of Appeals of each class instituted in the Civil Courts in the past as compared with the preceding year.

Judgeships.	Districts.	1889.			1890.		
		In cases for money or movables	Under the Rent Law.	In title suits	In cases for money or movables.	Under the Rent Law	In title suits.
Assam Valley	Goalpara	23	5	7	14	3	5
	Kamrup	137	2	79	134	8	82
	Nowgong	48		27	43	...	14
	Darrang	7	...	2	22		8
	Sibsagar	69	1	30	57		20
	Lakhimpur	25		1	28	2	4
	Total	309	8	146	298	13	133
Sylhet	Sylhet	171	43	143	218	133	213
Cachar	Cachar	31	1	16	38	...	19
	Grand Total	511	52	305	554	146	365

M

Value of Appeals of each class instituted in the Civil Courts in the past as compared with the preceding year.

Judgeships.	Districts.	1889.			1890.		
		In cases for money or movables.	Under the Rent Law.	In title suits.	In cases for money or movables.	Under the Rent Law.	In title suits.
		R	R	R	R	R	R
Assam Valley	Goalpara	4,529	78	445	1,812	86	638
	Kamrup	25,908	79	11,303	27,030	247	10,247
	Nowgong	4,749	...	687	4,222	...	449
	Darrang	869	...	234	3,417	...	280
	Sibsagar	7,887	15	1,231	7,962	...	535
	Lakhimpur	6,779	...	60	7,181	70	150
	Total	50,721	172	13,960	51,624	403	12,299
Sylhet	Sylhet	22,770	1,540	18,344	33,841	5,340	22,797
Cachar	Cachar	3,875	50	1,434	4,152	...	1,560
	Grand Total	77,366	1,762	33,738	89,617	5,743	36,656

N

Appeals how disposed of.

Districts.	Confirmed.	Modified.	Reversed.	Remanded.	Otherwise disposed of.	Total.
Assam Valley	257	34	91	23	7	412
Sylhet	292	38	51	15	30	426
Cachar	18	3	3	1	1	26
Total	567	75	145	39	38	864

O

Miscellaneous Appeals.

Judgeships.	Districts.	Instituted.		Disposed of.		Pending.	
		1889.	1890.	1889.	1890.	1889.	1890.
Assam Valley	Goalpara	...	3	...	3	...	...
	Kamrup*	13	15	14	11	1	5
	Nowgong	5	5	7	2	...	4
	Darrang	1	1	...	2	1	...
	Sibsagar	7	7	9	7	1	...
	Lakhimpur	1	2	1	2	...	1
	Total	27	33	31	27	3	10
Sylhet	Sylhet	57	59	60	51	8	16
Cachar	Cachar	3	3	2	4	1	...
	Grand Total	87	95	93	82	12	26

* Including the Court of the District Judge.

P 1

Work done by District Judges.

Districts.	Days, Civil.	Days, Criminal.	Original Suits.	Miscellaneous Regular Cases.	Regular Appeals.	Miscellaneous Appeals.	Number of Sessions Trials.	Number of Criminal Appeals.
Assam Valley . . .	41	69	6	68	138	11	46	170
Sylhet	142	88	5	514	212	38	35	282
Cachar	28	97	1	26	26	4	4	91
Total .	211	254	12	608	376	53	85	543

P 3

Work done by Subordinate Judges.

Districts.	1889.					1890.				
	Original suits disposed of.	Miscellaneous cases (judicial).	Applications for the execution of decrees.	Appeals disposed of.		Original suits disposed of.	Miscellaneous cases (judicial).	Applications for the execution of decrees.	Appeals disposed of	
				Regular.	Miscellaneous.				Regular.	Miscellaneous.
Goalpara	14	6	20	36	.	35	15	10	18	3
Kamrup	8	20	5	144	...	14	17	11	72	...
Nowgong	1	5	3	62	7	2	8	3	51	2
Darrang	5	2	4	9	.	5	21	4	21	2
Sibsagar	16	8	5	85	9	2	13	7	70	7
Lakhimpur	18	4	6	16	1	16	21	4	42	2
Total . .	62	45	43	352	17	74	95	39	274	16
Sylhet	469	36	203	170	7	341	63	188	214	13
Cachar	...	...	...	...	...	...	...	...	...	...
Grand Total . .	531	81	246	522	24	415	158	227	488	29

P 4

Showing the number of Suits and Miscellaneous Cases disposed of in each Munsif's Court in 1890.

Districts.	Munsifis.	Suits.				Miscellaneous.		
		Withdrawn, compromised, confessed, &c.	Decided *ex parte*	Contested.	Total.	Applications for execution of decrees.	Judicial.	Non-Judicial.
Assam Valley	Goalpara . .	86	61	58	205	61	17	...
	Dhubri . . .	375	256	131	762	158	47	...
	Gauhati . . .	424	267	466	1,157	335	192	...
	Burpettah . .	154	97	188	439	142	64	...
	Nowgong . .	605	275	870	1,750	154	113	..
	Tezpur . . .	362	149	270	781	136	76	...
	Mungledye . .	244	89	271	604	151	38	...
	Sibsagar . . .	168	61	164	393	114	32	...
	Jorhat . . .	401	115	246	762	168	121	...
	Golaghat . . .	374	182	231	787	225	140	...
	Debrughur . .	261	193	239	693	129	51	...
	North Lakhimpur .	194	48	79	321	79	28	...
	Total .	3,648	1,793	3,213	8,654	1,852	919	.
Sylhet	1st Sudder . .	600	757	291	1,648	486	94	4
	2nd Do. . .	351	335	243	929	434	49	7
	Karimgunge . .	560	642	156	1,358	436	48	...
	Sonamgunge . .	852	1,359	428	2,639	377	76	6
	1st Habigunge . .	380	433	458	1,271	366	47	...
	2nd Do. . .	440	380	271	1,091	438	48	..
	3rd Do. . .	1,255	1,101	375	2,731	528	25	103
	1st Moulvie Bazar .	772	518	287	1,577	329	54	60
	2nd Do. .	584	406	214	1,204	272	51	26
	Total .	5,794	5,931	2,723	14,448	3,666	492	206
Cachar	Assistant Commissioner as Sudder Munsif of Cachar.	370	590	116	1,076	182	46	...
	Hailakandi Assistant Commissioner with powers of Munsif.	277	240	147	664	131	56	...
	Total .	647	830	263	1,740	313	102	. .
	Grand Total .	10,089	8,554	6,199	24,842	5,831	1,513	206

Q.

Average duration of Cases.

Districts.		District Judges.		Subordinate Judges.		Munsifs.		Small Cause Court Judges.	
		Contested.	Uncontested.	Contested.	Uncontested.	Contested.	Uncontested.	Contested.	Uncontested.
		Y. M. D.	M. D.	M. D.	M. D.	M. D.	M. D.	M. D.	M. D.
Assam Valley	O	0 4 20	2 6	5 1	2 19	2 15	1 4	...	...
	S	...	...	0 21	0 14	0 28	0 21	...	...
Sylhet	O	0 5 10	8 23	7 21	3 13	4 9	1 29	...	...
	S	...		1 8	1 0	1 17	1 1	...	...
Cachar	O	...	3 24	...	...	3 2	0 29	...	...
	S	...	...	...	..	1 17	0 17		...
Total Average	O	0 4 27	5 26	6 19	3 5	3 14	1 21	. .	...
	S		...	1 5	1 0	1 4	0 27	...	...

R

Total Receipts and Charges of Civil Courts, 1890.

Districts.	Receipts.	Charges.	Surplus.	Deficit.
	₹	₹	₹	₹
Assam Valley	1,22,840	87,124	35,716	.....
Sylhet	2,23,420	1,25,794	97,626	.....
Cachar	22,206	137	8,529	.....
Total	3,68,466	2,26,595	1,41,871	.....

S

Detail of the Receipts and Charges of the several classes of Civil Courts, 1890.

Districts	Receipts.						Charges						
	In Court-fee stamps.		In cash or special stamps			Total.	Share of officers' salary debitable to Civil Justice.	Establishment.			Fees paid to copyists not on the paid establishment.	Contingencies and refunds	Total.
	Process fees.	Other fees.	Fines.	Copying and comparing fees.	Other receipts credited to Government			Process-servers.	Salaried copying and comparing clerks.	Others.			
	₹	₹	₹	₹	₹	₹	₹	₹	₹	₹	₹	₹	₹
Assam Valley	29,303	82,717	573	4,772	5,475	1,22,840	41,738	14,601	...	24,956	2,405	3 424	87,124
Sylhet	74,096	1,35,478	538	12,329	979	2,23,420	58,738	21,651	1,987	29,050	6,163	8,805	1,25,794
Cachar	6,744	13,337	107	1,002	1,016	22,206	5,923	2,707	200	4,103	501	243	13,677
Munsifs	96,351	1,71,722	1,126	9,114	1,580	2,79,893	64,563	28,736	570	35,822	4,672	7,885	1,42,148
Sub-Judges	9,281	33,524	87	2,072	83	45,047	18,787	1,125		5,624	1,038	1,610	28,184
Judges	4,511	20,286	5	6,917	5,807	43,526	23,049	9,098	1,017	16,663	3,459	2,977	56,263
Grand Total	1,10,143	2,31 532	1,218	18,103	7,470	3,68,466	1,06,399	38,959	1,587	58,109	9,069	12,472	2,26,595

T

Statement showing the number of Probates, Letters of Administration, and Certificates under Act XXVII of 1860 and Act VII of 1889 granted in the Province of Assam during the financial year 1890-91, and the amount of duty realized thereon.

Value of Assets.		Number of Probates or Letters of Administration, with Will annexed.	Amount of Court-fees paid.	Number of Letters of Administration (as in the case of intestacy).	Amount of Court-fees paid.	Number of Certificates under Act XXVII of 1860 or Act VII of 1890.	Amount of Court-fees paid.	Number of extended Certificates under section 10 of Act VII of 1889.	Amount of Court-fees paid.
		₹	₹		₹		₹		₹
Not exceeding ₹1,000	High Court	...	...	...	...	..	...	..	...
	District Court	39	...	8	...	198	1,342	9	50
Above ₹1,000 up to ₹5,000	High Court	1	94	..	..	.	...	...	...
	District Court	10	449	2	96	40	1,396	...	...
Above ₹5,000 „ ₹10,000	High Court	...	...	...	..	...	...	...	...
	District Court	1	100	...	...	5	636	...	...
Above ₹10,000 „ ₹50,000	High Court	...	...	...	...	...	...	..	...
	District Court	5	1,816	1	386	4	1,424	..	...
Above ₹50,000 „ ₹1,00,000	High Court	1	1,114	...	...	...	...	...	...
	District Court	...	..	...	...	...	...	..	...
Above ₹1,00,000	High Court	1	4,707	1	...	...	...	..	...
	District Court	...	...	...	...	...	...	..	.
Total	High Court	3	5,915	1	...	...	...	...	...
	District Court	55	2,365	11	482	247	4,798	9	50
Grand Total		58	8,280	12	482	247	4,798	9	50

U

Receipts and Disbursements on account of Ameens, 1890-91.

Districts.	Permanent Ameens.		Temporary Ameens.		Fees paid for the employment of Munsiffs as Commissioners.	Number of permanent Ameens with grades.	
	Receipts.	Disbursements.	Receipts.	Disbursements.		1st grade.	2nd grade.
Assam Valley	...	...	273	270	133	...	...
Sylhet	2,010	1,218	..	...	9	...	2*
Cachar	...	...	323	323	21	...	...
Add 10 per cent. on account of pension	...	122	...	...	...	..	...
Total	2,010	1,340	596	593	163	...	2

* One temporary for four months.

V

Statistics of local enquiries in 1890, Assam.

Scale of Value.	Number.	Aggregate value.	Average value.	Aggregate cost of local enquiry.	Average cost of local enquiry.	Average time occupied on enquiry.
		₹	₹	₹	₹	Days.
Cases not exceeding ₹ 5	21	76	3	108	5	2
„ „ „ 20	36	524	14	361	10	3
„ „ „ 50	33	1,221	37	455	14	4
„ „ „ 100	26	1,801	69	423	16	4
„ „ „ 500	17	3,560	109	345	20	5
„ „ „ 1,000	3	2,365	788	101	33	9
Exceeding 1,000	1	1,200	1,200	495	495	85
Total	137	10,747	78·4	2,288	16 7	...

W

Applications for declaration of Insolvency, 1890.

Districts.	Instituted.		Disposed of.		Pending.	
	1889.	1890.	1889.	1890.	1889.	1890.
Assam Valley	21	22	23	16	3	9
Sylhet	5	2	2	4	3	1
Cachar	1	3	1	3	...	...
Total .	27	27	26	23	6	10

W 1

Number of persons declared to be insolvents.

Districts.	Declared to be insolvents.		Discharged.		Pending.	
	1889.	1890.	1889.	1890.	1889.	1890.
Assam Valley	7	7	7	6	...	1
Sylhet	1	...	2	...	...	...
Cachar	...	3	...	3	...	...
Total .	8	10	9	9	...	1

W 2

Realizations and disbursements by Receivers.

Districts.	Realized.		Disbursed.		Balance.	
	1889.	1890.	1889.	1890.	1889.	1890.
	R	R	R	R	R	R
Assam Valley	...	...	...	...	...	...
Sylhet	3	1,299	288	1,309	246	236
Cachar	...	...	...	...	7	7
Toatl .	3	1,299	288	1,309	253	243

X

Civil business disposed of in the High Court in 1890.

(APPELLATE CIVIL JURISDICTION.)

ASSAM.

		Remaining at the close of 1889.	Brought before the Court in 1890.	Disposed of in 1890.	Remaining at the close of 1890.
FIRST APPEALS	From Original Decrees of the Courts in the interior	6	8	5	9
	From Original Orders of the Courts in the interior	3	4	6	1
SECOND APPEALS	From Appellate Decrees of the Courts in the interior	83	46	90	39
	From Appellate Orders of the Courts in the interior	3	4	6	1
	Miscellaneous Orders in Courts	3	9	12	...

Y

Appeals, &c., instituted in the High Court in the year 1890.

(SHOWING DIVISIONS AND DISTRICTS.)

	INSTITUTED IN 1890.						
	APPEALS FROM DECREES.					APPEALS FROM ORDERS.	
	FIRST APPEALS.			SECOND APPEALS.			
	Rupees 10,000 and upwards.	Below R10,000.	Letters of Administration.	Exceeding R50 in value.	Not exceeding R50 in value.	First Appeals.	Second Appeals.
ASSAM. Assam Valley Districts	1	1	1	17	8	...	1
Sylhet	1	2	2	12	8	4	3
Cachar	...	...	...	1	...	...	...
Total for Assam	2	3	3	30	16	4	4

Z

Result of Appeals in the High Court during the year 1890.

	Affirmed.	Reversed.	Varied.	Remanded.	OTHERWISE DISPOSED OF.			Appeals summarily rejected under Section 551, Act XIV of 1882.	TOTAL.
					Dismissed on default.	Withdrawn.	Compromised.		
ASSAM.									
APPEALS FROM ORIGINAL DECREES. District Judge	1	...	...	...	...	...	...	...	1
Subordinate Judge	1	...	1	1	1	...	...	...	4
APPEALS FROM APPELLATE DECREES. District Judge	23	1	1	9	...	...	1	4	39
Subordinate Judge	31	2	1	6	...	...	2	9	51
APPEALS FROM ORDERS. District Judge	4	...	...	...	...	...	...	2	6
Subordinate Judge	3	1	1	1	...	...	...	...	6
Munsifs	...	...	...	...	...	...	...	...	...
Total	63	4	4	17	1	...	3	15	107

Annual Statement 1—(Civil).

Statement showing the number of Judicial Divisions and of Officers exercising Jurisdiction in Civil Cases in the last year, the Work done and the Receipts and the Charges of the Courts during 1890.

DISTRICTS.	Area.	Population.	Number of District Judgeships.	Number of Munsifs.	TOTAL NUMBER OF OFFICERS EXERCISING JURISDICTION IN CIVIL CASES.												NUMBER OF CIVIL CASES ORIGINALLY DECIDED.						Total Number of Miscellaneous Cases decided.	NUMBER OF CIVIL APPEALS DECIDED.				Total Number of Miscellaneous Appeals decided.	Total Receipts of Civil Courts.	Total charges of Civil Courts.
					OFFICERS EXERCISING BOTH ORIGINAL AND APPELLATE JURISDICTION.								OFFICERS EXERCISING ORIGINAL JURISDICTION ONLY.																	
					Judges of the High Court.		District and Additional Judges.		Subordinate Judges.				Small Cause Court Judges, with the powers of a Subordinate Judge.		Small Cause Court Judges only.		Munsifs.													
									Subordinate Judges only.		Subordinate Judges with the powers of a Small Cause Court Judge.																			
					European.	Native.	European.	Native.	European.	Native.	European.	Native.	European.	Native.	European.	Native.	European.	Native.	By the High Court.	By District and Additional Judges.	By Small Cause Court Judges.	By Subordinate Judges.	By Munsifs.	Total.		By the High Court.	By District Judges.	By Subordinate Judges.	Total.			
Goalpara	3,953	446,232	1	2	...	.	1	..	...	...	1	...	...	...	.	...	1	2	...	6	...	35	967	8,734	79	...	138	18	412	3	122,840	87,124
Kamrup	3,631	644,960		2	...	..			1	..	.	...	...	...	...	...	...	4	..		...	14	1,596		341	...		72		11		
Nowgong	3,257	310,579		1	...	...			1	...	...	...	...	...	...	...	...	2	..		...	2	1,750		121	.		51		2		
Darrang	3,418	273,233		2	..	...			1	...	...	...	...	...	...	...	...	3	..		..	5	1,385		135	..		21		2		
Sibsagar	2,854	370,274		3	..	..			1	..	.	...	...	...	.	...	2	3	...			2	1,942		306	...		70		7		
Lakhimpur	3,723	179,393		2	.	..			1		...	.		..	...	...	2	1	...		...	16	1,014		100	.		42		2		
Total	20,836	2,225,271	1	12	...	...	1	.	5	...	1	...	..	...	...	...	5	15	..	6	..	74	8,654	8,734	1,082	...	138	274	412	27	122,840	87,124
Sylhet	5,413	1,969,009	1	5	..	.	1	...	..	1	..	...	..	...	...	..	...	10	.	5	...	341	14,448	14,794	1,069	...	212	214	426	51	223,420	125,794
Cachar	1,285	289,425	1	2	...	...	1	..	...	...	...	...	...	...	.	...	1	1	..	1	...	...	1,740	1,741	128	...	26	...	26	4	22,206	13,677
GRAND TOTAL	27,534	4,483,705	3	19	..	...	3		5	1	1	...	..	..	.	...	6	26	...	12	...	415	24,842	25,269	2,279	..	376	488	864	82	368,466	226,595

Annual Statement 2—(Civil).

Statement showing the Number and Description of Civil Suits instituted in the Civil and Revenue Courts in the Province of Assam in the year 1890.

| Class of Tribunals. | Suits for money or movable property. | | | | | | | | | | | Suits under the Rent Law. | | | | | | | | Title and other Suits. | | | | | | | | | | |

Annual Statement 3—(Civil).

Statement showing Number and Value of Suits instituted in the Civil and Revenue Courts in the Province of Assam in the year 1890.

CLASS OF COURTS.	NUMBER OF SUITS INSTITUTED IN THE DIFFERENT COURTS.																			Total.	TOTAL VALUE OF SUITS.
	VALUE NOT EXCEEDING R10.			VALUE NOT EXCEEDING R50.			VALUE NOT EXCEEDING R100.			VALUE NOT EXCEEDING R500.			Value not exceeding, R1,000.	Value not exceeding R5,000.	Value not exceeding R10,000.	Value not exceeding R1,00,000.	Value exceeding R1,00,000.	The value of which cannot be estimated in money.		
	Suits for money or movables.	Suits under the Rent Law.	Title and other suits.	Suits for money or movables.	Suits under the Rent Law	Title and other suits.	Suits for money or movables	Suits under the Rent Law.	Title and other suits.	Suits for money or movables.	Suits under the Rent Law.	Title and other suits.								
COURTS IN THE INTERIOR.																					
I.—CIVIL COURTS.																					
Unpaid Tribunals	..	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Village Courts	...	.	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...
Paid Subdivisional Tribunals — Under ordinary procedure	782	1,113	594	2,146	1,539	1,478	3,471	198	511	2,839	61	276	248	...	...	...	...	86	15,942	12,47,519
Paid Subdivisional Tribunals — Under Small Cause Court powers	1,893	...	..	6,337	...	...	...	...	...	...	.	..	.	...	...	...	...	...	8,230	1,90,717
Small Cause Courts — As Small Cause Court Judges	...	...	...	..	...	...	...	...	...	...	...	...	...	.	...	...	...	...	...	...
Small Cause Courts — Under powers of Subordinate Judge	...	...	...	.	...	..	...	...	...	...	...	...	...	...	...	...	...	..	...	...
District Courts other than Chief Courts of Districts — Under ordinary procedure	...	..		...	...	.	...	...	...	...	...	...	.	118	13	11	...	1	143	5,51,327
District Courts other than Chief Courts of Districts — Under Small Cause Court powers	1	..	..	25	..	...	253	...	...	...	...	...	.	...	...	...	..	.	279	19,713
Chief Courts of Districts	...	...	...	..		...	...	...	1	...	...	...	...	5	1	...	...	3	10	16,536
Total	2,676	1,413	594	8,808	1,539	1,478	3,724	198	512	2,839	61	276	248	123	14	11	...	90	24,604	20,25,812
II.—REVENUE COURTS.																					
Unpaid Local Tribunals	...	...	.	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...
Other Subordinate Courts	...	...	...	...	...	...	...	...	...	...	...	.	...	...	...	...	...	...	...	...	...
District Courts—Collectors	...	...		...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total	...	...	...	...	...	...	...	...	...	...	...	...	..	...	...	..	...	...	...	...	...
GRAND TOTAL FOR COURTS IN THE INTERIOR	2,676	1,413	594	8,808	1,539	1,478	3,724	198	512	2,839	61	276	248	123	14	11	...	90	24,604	20,25,812

Annual Statement 4—(Civil).

Statement showing the General Result of the Trial of Civil and Revenue Cases in the Courts of Original Jurisdiction in the Province of Assam in the year 1890.

Part I.—Civil Suits.

Class of Courts.	Number of suits before the Courts.							Number of suits disposed of.														Pending at close of year.	Number of cases pending more than three months at the close of the year.	Average number of days the suits were pending.	
									Without Trial.			Without Contest.				On reference to Arbitration.		With Contest.							
	Pending from last year.	Instituted in 1890.	Received by transfer from other Courts.	Remanded under section 562 of Act X of 1877.	Reviews under section 626.	Revived under sections 90, 101, 108, or 371.	Total for disposal.	Transferred to other Courts.	Plaint rejected or returned.	Dismissed for default or want of prosecution.	Withdrawn with leave.	Compromised.	Decreed on confession.	Decreed *ex parte*.	Dismissed *ex parte*.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or part.	Judgment for defendant.	Total disposed of, omitting transfers.			Contested.	Uncontested.
COURTS IN THE INTERIOR.																									
I.—Civil Courts.																									
Unpaid Tribunals	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Village Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Paid Subdivisional Tribunals — Under ordinary procedure	2,762	15,942	290	43	23	296	19,356	315	86	3,564	361	1,655	908	5,298	44	34	16	2,990	1,329	16,285	2,756	1,110	104	51
Paid Subdivisional Tribunals — Under Small Cause Court powers	788	8,230	64	...	14	119	9,215	34	16	2,108	62	781	548	3,187	25	1	1	1,174	654	8,557	624	22	34	27
Small Cause Courts — As Small Cause Court Judges	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...
Small Cause Courts — Under powers of Subordinate Judge	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District Courts other than Chief Courts of Districts — Under ordinary procedure	60	143	5	1	.	2	211	4	...	5	4	19	9	46	1	...	...	45	12	141	66	45	199	95
District Courts other than Chief Courts of Districts — Under Small Cause Court powers	15	279	8	...	3	3	308	10	...	53	...	4	10	176	2	...	...	26	3	274	24	...	35	30
Chief Courts of Districts	12	10	2	...	...	...	24	3	...	1	...	1	...	2	...	...	...	4	4	12	9	7	147	176
Total of each class for Civil Courts — Suits for money or movables	2,283	18,364	223	23	34	358	21,285	226	75	4,185	166	1,619	1,282	7,467	61	31	15	2,857	1,353	19,111	1,948	390	65	35
Total of each class for Civil Courts — Suits under the Rent Law	408	3,221	123	7	...	35	3,794	123	12	1,010	106	404	119	991	4	...	...	516	171	3,333	338	141	106	54
Total of each class for Civil Courts — Title and other suits	946	3,019	23	14	6	27	4,035	17	15	536	155	437	74	251	7	4	2	866	478	2,825	1,193	653	133	95
Total	3,637	24,604	369	44	40	420	29,114	366	102	5,731	427	2,460	1,475	8,709	72	35	17	4,239	2,002	25,269	3,479	1,184	84	42
II.—Revenue Courts.																									
Unpaid Local Tribunals	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...
Other Subordinate Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	..	...
District Courts — Collectors	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Grand Total for Courts in the Interior	3,637	24,604	369	44	40	420	29,114	366	102	5,731	427	2,460	1,475	8,709	72	35	17	4,239	2,002	25,269	3,479	1,184	84	42

Annual Statement 4—(Civil).

Statement showing the General Result of the Trial of Civil and Revenue Cases in the Courts of Original Jurisdiction in the Province of Assam in the year 1890.

Part II.—Miscellaneous Cases (Judicial).

Class of Courts.	Suits remaining from last year.	Instituted in 1890.	Received otherwise.				Total for disposal.	Transferred to other Courts.	Disposed of												Total of columns 10 to 20, i.e. disposed of, omitting transfers.	Pending at close of year.	Number of cases pending more than three months at the close of the year.	Average number of days the cases were pending.
									Without Trial.			Without Contest.				On reference to arbitration.		With Contest.						
			Received by transfer from other Courts.	Remanded under section 562, Act X of 1877.	Reviewed under section 626.	Revived under sections 99, 103, 108.			Applications rejected or returned.	Dismissed for default or want of prosecution.	Withdrawn with leave.	Compromised.	Decreed on confession	Decreed *ex parte*.	Dismissed *ex parte*.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or part.	Judgment for defendant.				
COURTS IN THE INTERIOR.																								
I.—Civil Courts.																								
Unpaid Tribunals	...	...	...	...	...		...	...	...	...	...	...	...	...	...	...	...	...	...		...	...	...	...
Village Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...		...	...	...	...
Paid Subdivisional Tribunals	174	1,482	27	1	2	7	1,693	...	23	179	9	46	25	247	25	...	...	596	363		1,513	180	13	37
Small Cause Courts — As small Cause Court Judges	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...		...	...	...	...
Small Cause Courts — Under powers of Subordinate Judge	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...		...	...	...	...
District Courts other than Chief Courts of Districts	31	155	1	...	...	1	188	...	9	28	6	...	3	34	7	...	1	41	29		158	30	11	65
Chief Courts of Districts	282	455	...	...	...	3	740	34	1	33	4	8	3	309	19	...	...	221	10		608	98	53	152
Total	487	2,092	28	1	2	11	2,621	34	33	240	19	54	31	590	51	...	1	858	402		2,279	308	77	70
II.—Revenue Courts.																								
Unpaid Local Tribunals	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...		...	...	...	...
Other Subordinate Courts	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	..	...	...	...		...	...	...	...
District Courts—Collectors	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...		..	..	...	...
Total	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...		...	...	...	...
Grand Total for Courts in the Interior	487	2,092	28	1	2	11	2,621	34	33	240	19	54	31	590	51	...	1	858	402		2,279	308	77	70

Annual Statement 5—(Civil).

Statement showing the business of the Civil and Revenue Appellate Courts of the Province of Assam in the year 1890.

Part I.—Appeals from Decrees.

Class of Courts.	Appeals remaining from last year.	Instituted in 1890.	Otherwise received: Received by transfer from other Courts.	Otherwise received: Reviews under section 626, Act X of 1877	Otherwise received: Remands under section 562	Otherwise received: Revivals under sections 558, 560.	Total for disposal.	Transferred to other Courts.	Decisions confirmed under section 551.	Dismissed for default, Sections 556, 557, or otherwise not prosecuted	Heard *ex parte*: Confirmed.	Heard *ex parte*: Modified	Heard *ex parte*: Reversed.	Heard *ex parte*: Remanded un er section 562.	Contested: Confirmed	Contested: Modified.	Contested: Reversed.	Contested: Remanded under section 562.	Total disposed of, omitting transfers.	Pending	Of these pending more than three months.	Average number of days the appeals were pending	Objections under section 561 of Act X of 1877.
COURTS IN THE INTERIOR.																							
Appeals from Original Decrees.																							
A.—Civil Courts.																							
Chief Appellate Courts other than Chief Court of District	144	220	280	1	2	7	654	65	..	19	5	2	8	2	310	43	74	25	488	101	63	135	20
Chief Appellate Courts of Districts	220	845	65	1	9	1	1,141	280	37	19	4	2	3	1	211	28	60	11	376	485	322	149	56
Superior Appellate Courts other than Chief Court of Province	..	...	...	..	...	...	...	...	...	..	...	..	...	..	...	...	...	...	...	...	...	..	...
Total of each Class for Civil Courts. Appeals from decisions in suits for money or movables	209	554	176	1	2	4	946	178	25	20	7	1	10	1	282	51	74	21	492	276	181	131	35
In Suits under the Rent Law	20	146	...	1	..	1	168	...	2	4	...	2	.	1	48	4	9	3	73	95	60	136	10
In Title and other Suits	135	365	169	...	9	3	681	167	10	14	2	1	1	1	191	16	51	12	299	215	144	159	31
Total	364	1,065	345	2	11	8	1,795	345	37	38	9	4	11	3	521	71	134	36	864	586	385	141	76
B.—Revenue Courts.																							
Collectors' Appellate Courts	...	...	...	...	...	.	...	..	...	...	...	...	...	...	..	...	...	..	...	...	.	..	...
Grand Total for Courts in the Interior	364	1,065	345	2	11	8	1,795	345	37	38	9	4	11	3	521	71	134	36	864	586	385	141	76
COURTS AT THE PRESIDENCY.																							
Appeals from Original Decrees.																							
Chief Court of Province. From decisions by Courts in the interior	6	8	...	.	..	...	14	..	.	1	...	...	. .		2	1	...	1	5	9	8	329	...
From decisions on the Original side	...	.	...	...	...	...	...	..	..	...	...	...	...	...	..	...	...	.		...	...	...	...
Appeals from Appellate Decrees.																							
Chief Court of Province. From decisions by Appellate Courts in the interior	83	46	...	...	...	...	129	...	13	3	...	...	...	...	54	2	3	15	90	39	29	272	2
From decisions by a single Judge or Bench on Appeal in the Chief Court	...	...		...	...	...	..	...	...	...	...	...	...	...	.		...	.	.	...	...	...	...
Total	89	54	...	...	...	...	143	...	13	4	...	...	...	...	56	3	3	16	95	48	37	275	2

Annual Statement 5—(Civil).

Statement showing the Business of the Civil and Revenue Appellate Courts of the Province of Assam in the year 1890.

PART II.—MISCELLANEOUS CASES BEFORE APPELLATE COURTS.

CLASS OF COURTS.	Appeals remaining from last year.	Instituted in 1890.	Otherwise received.				Total for disposal.	Transferred to other Courts.	Decisions confirmed under section 551.	Dismissed for default or otherwise not prosecuted.	Heard *ex parte*.				Contested.				Total disposed of, omitting transfers.	Pending.	Of these pending more than three months.	Average number of days the appeals were pending.	Objection under section 661, Act X of 1877.
			Received by transfer from other Courts.	Reviewed under section 626, Act X of 1877.	Remands section 562.	Restored under 558, 560.					Rejected.	Modified.	Decreed or granted.	Remanded under section 562.	Rejected.	Modified.	Decreed or granted.	Remanded under section 562.					
COURTS IN THE INTERIOR.																							
FIRST APPEALS.																							
A.—Civil Courts.																							
Chief Appellate Court other than Chief Court of District	4	29	...	...	1	...	34	...	...	3	1	...	5	2	13	...	3	2	29	5	2	63	...
Chief Appellate Courts of Districts	8	66	...	...	...	...	74	...	...	3	8	...	5	...	26	...	9	2	53	21	5	89	...
Superior Appellate Court other than Chief Court of Province	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total	12	95	...	...	1	...	108	...	...	6	9	...	10	2	39	...	12	4	82	26	7	80	...
B.—Revenue Courts.																							
Collectors' Appellate Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
GRAND TOTAL FOR COURTS IN THE INTERIOR	12	95	...	...	1	...	108	...	...	6	9	...	10	2	39	...	12	4	82	26	7	80	...
COURTS AT THE PRESIDENCY.																							
FIRST APPEALS.																							
CHIEF COURT OF PROVINCE. From decisions by Courts in the Interior	3	4	...	...	...	...	7	...	...	...	...	...	...	...	4	1	1	...	6	1	1	101	1
CHIEF COURT OF PROVINCE. From decisions on the Original Side	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total	3	4	...	...	...	...	7	...	...	...	...	...	...	...	4	1	1	...	6	1	1	101	1
SECOND APPEALS.																							
CHIEF COURT OF PROVINCE. From decisions by Appellate Courts in the interior	3	4	...	...	...	...	7	...	2	...	...	...	...	...	3	...	...	1	6	1	1	182	...
CHIEF COURT OF PROVINCE. From decisions of a single Judge or Bench on Appeal in the Chief Court	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total	3	4	...	...	...	...	7	...	2	...	...	...	...	...	3	...	...	1	6	1	1	182	...

Annual Statement 6—(Civil).

Statement showing the Result of Proceedings on Applications for the Execution of the Decrees of the Civil and Revenue Courts in the Province of Assam in the year 1890.

CLASS OF COURTS.	NUMBER OF APPLICATIONS DEALT WITH.					APPLICATIONS DISPOSED OF.							DETAILS OF ENTRIES IN COLUMN 9.						AMOUNT REALIZED.		NUMBER OF APPLICATIONS									
	Pending at the end of 1889.	Filed.		Restored to the file for any cause.	Total.	Transferred		Wholly or partly satisfied.	Wholly infructuous.	Total.	Pending at the end of 1890.	Number of applications pending more than three months at the close of the year.	Satisfaction obtained in full.	Satisfaction obtained in part.	Satisfaction obtained through the Court.	Adjusted under section 258.	Satisfaction obtained with the issue of process.	Satisfaction obtained without the issue of process.	With the issue of process.	Without the issue of process.	On which the judgment-debtor was imprisoned.	On which he was arrested under section 336, but released without imprisonment.	On which his movable property		On which his immovable property			On which possession was given.		On which partition was effected, section 265.	On which execution was effected otherwise than in the preceding columns.
		The decrees being those of the Court where execution is taken out.	The decrees being those of other Courts transferred for execution.			To another Court under section 223.	To the Collector under section 320.																Was sold.	Was attached, but subsequently released under section 276.	Was sold.	Was dealt with under sections 305, 322 or 326.	Was attached, but subsequently released under section 276.	On which specific performance was enforced.	Of movables, section 260.	Of immovables, sections 263 and 264.		
COURTS IN THE INTERIOR.																			R	R										
I.—Civil Courts.																														
Unpaid Tribunals	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	..	...	...	...	...	...	...	...	...
Village Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Paid Subdivisional Tribunals	2,223	13,623	298	15	16,159	169	...	5,831	7,901	13,901	2,258	480	2,882	2,949	4,398	1,433	4,669	1,162	2,35,559	1,05,673	44	138	773	297	1,089	8	446	4	32	731	14	905
Small Cause Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District Courts other than Chief Courts of Districts	159	534	9	2	704	34	...	227	306	567	137	46	94	133	126	101	173	54	82,317	25,013	1	1	33	4	50	1	5	...	...		...	20
Chief Courts of Districts	8	13	11	...	32	11	...	10	7	28	4	2	2	8	7	3	8	2	2,961	600	...	...	1	...	2	...	1	...	...	1	...	...
Total	2,390	14,170	318	17	16,895	214	...	6,068	8,214	14,496	2,399	528	2,978	3,090	4,531	1,537	4,850	1,218	3,20,837	1,31,286	45	139	807	301	1,141	9	452	4	32	737	14	925
II.—Revenue Courts.																														
Unpaid Local Tribunals	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Other Subordinate Courts	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District Courts—Collectors	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...
Total	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...
Grand Total for Courts in the Interior	2,390	14,170	318	17	16,895	214	...	6,068	8,214	14,496	2,399	528	2,978	3,090	4,531	1,537	4,850	1,218	3,20,837	1,31,286	45	139	807	301	1,141	9	452	4	32	737	14	925

Annual Statement 7—(Civil).

Proceedings in Insolvency under Chapter XX, Act X of 1877, in the Province of Assam during the year 1890.

Part I.—Showing the number and result of Applications under section 344, and the number of Persons in respect to whom a Declaration of Insolvency has been made before the Court.

Class of Courts.	Applications for a Declaration of Insolvency.															Persons declared to be Insolvents.								
	Number of applications dealt with.						Applications disposed of.									Number before the Court.				Disposed of.				
	Pending at the close of the previous year.	Filed during the year.			Received by transfer.	Total.	Transferred.	Withdrawn or otherwise not prosecuted.	Granted.		Rejected.				Pending at the close of the year.	Remaining at the close of the previous year.	Declared to be insolvents during the year.	Received by transfer	Total.	Transferred.	Died.	Discharged.		Remaining at the close of the year.
		By judgment-debtor		By decree-holders.					A Receiver being appointed.	A Receiver not being appointed.	Penal proceedings under section 359 not being taken.	Sentence of imprisonment being passed under section 359.	Applicant being sent to the Magistrate to be dealt with.	Total.								Under section 351.	Under section 355.	
		Under arrest or imprisonment.	Not under arrest or imprisonment.																					
Courts other than Chief Courts of Districts specially empowered .	3	10	12	..	...	25	..	4	..	7	5	..	...	16	9	...	7	...	7	...	...	6	...	1
Chief Courts of Districts	3	5	..	...	...	8	...	3	...	3	1	...	...	7	1	...	3	...	3	..	...	3	...	...
Superior Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total .	6	15	12	..	...	33	...	7	..	10	6	..	...	23	10	...	10	...	10	...	...	9	...	1

Part II.—Showing the number of Estates in the hands of Receivers and the progress made in winding up.

Class of Courts.	Number of Insolvents' Estates in the hands of Receivers.				Amount of Creditors' claims dealt with during the year.					Amount of Insolvents' assets realized and outstanding.			
	Pending at the close of the previous year.	Placed in charge as Receiver during the year.	Number of Estates in regard to which proceedings were finally closed during the year.	Pending at the close of the year.	Unsatisfied and pending at the close of the year.	Admitted.	Disallowed.	Satisfied.	Unsatisfied and pending at the close of the year.	Amount of realized assets in the hands of Receivers at the close of the previous year.	Gross amount realized during the year.	Total amount of disbursements.	Amount remaining in the hands of Receivers at the close of the year.
					R	R	R	R	R	R	R	R	R
Courts other than Chief Courts of Districts specially empowered.	...	...	...	..	...	...	...	...	...	...	...	...	...
Chief Courts of Districts	38	...	14	24	74,520	...	...	1,280	73,240	253	1,299	1,309	243
Superior Courts	..	...	..	...	...	...	...	...	...	...	...	...	...
Total .	38	...	14	24	74,520	...	...	1,280	73,240	253	1,299	1,309	243

Annual Statement 8—(Civil).

Statement showing use of Assessors in the Civil Courts in the Province of Assam in the year 1890.

Classes of Courts in which Jurors or Assessors are employed, distinguishing Criminal from Civil Courts.	Established or average number of Jury or Assessor in each case, and prescribed qualification.	Number of cases tried by Jury.	Number of cases with Assessors.	JURY TRIALS.					ASSESSORS' TRIALS.			Remarks. (Note in what classes of cases Juries and Assessors have been principally employed.)
				Cases in which the Judge approved of the verdict.	Cases in which the Judge did not approve of the verdict.		Number of persons of the verdict in respect to whom the Judge disapproved.		Number of cases in which Judges agreed with Assessors.	Number of cases in which Judges differed from		
					Wholly.	Partially.	Whose cases he referred under section 307, C. P. C.	Whose cases he did not refer under section 307, C. P. C.		One Assessor.	Both Assessors.	
I.—Civil Courts.												
Chief Court of District (or officer specially empowered) acting under Act X of 1880 . .	Assessors .	2	...	3	...	...	...	...	...	3	...	...
Total .		2	...	3	...	...	...	...	...	3	...	...